

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

FREDDY ARIAS,

Plaintiff(s),

vs.

DEPARTMENT OF THE ARMY, et al.,

Defendant(s).

No. C 08-4407 MEJ

**ORDER VACATING MARCH 12, 2009
HEARING RE DEFENDANTS' MOTION
TO DISMISS**

ORDER TO SHOW CAUSE

**(AMENDED TO CORRECT SIGNATURE
DOCKET #10)**

On February 5, 2009, the Defendants in the above-captioned matter filed a Motion to Dismiss, with a noticed hearing date of March 12, 2009. (Dkt. #5.) Pursuant to Civil Local Rule 7, Plaintiff's opposition was due by February 19, 2009. However, Plaintiff failed to file an opposition. Accordingly, the Court hereby VACATES the March 12, 2009 motion to dismiss hearing and ORDERS Plaintiff Freddy Arias to show cause why this case should not be dismissed for failure to prosecute and comply with court deadlines. Plaintiff shall file a declaration by March 5, 2009, and the Court shall conduct a hearing on March 12, 2009 at 10:00 a.m. in Courtroom B, 15th Floor, 450 Golden Gate Avenue, San Francisco, California.

IT IS SO ORDERED.

Dated: February 23, 2009



MARIA ELENA JAMES
United States Magistrate Judge